

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF VIRGINIA**

*In re Gerber Products Company Heavy
Metals Baby Food Litigation*

Master File No. 1:21-cv-00269

KATHLEEN KEETER, individually and on
behalf of all others similarly situated,

Case No.: 1:21-cv-00269-LO-TCB

Plaintiff,

v.

GERBER PRODUCTS COMPANY,

Defendant.

JAMIE MOORE, individually and on behalf
of all others similarly situated,

Case No.: 1:21-cv-00277-LO-TCB

Plaintiff,

v.

GERBER PRODUCTS COMPANY,

Defendant.

CRISTA MARIE HAZELY and
KATHRYN MCCARTHY, on behalf
of themselves and all others similarly
situated,

Case No.: 1:21-cv-00321-LO-TCB

Plaintiffs,

v.

GERBER PRODUCTS CO.,

Defendant.

RENEE BRYAN, JEN MACLEOD,
ALISON FLEISSNER, KELLY MCKEON,
and TERESA HAGMAIER,

Plaintiffs,

v.

GERBER PRODUCTS COMPANY,

Defendant.

Case No.: 1:21-cv-00349-LO-TCB

KELLI ADAMS, on behalf of herself and
all others similarly situated,

Plaintiff,

v.

GERBER PRODUCTS COMPANY,

Defendant.

Case No.: 1:21-cv-00410-LO-TCB

TERESA WILSON, RYAN SANDERS,
SUSAN CANADA, TIFFANIE SKIBICKI,
ANGEL WILSON, LISA GRAY,
SHAWWANA KOONTZ, KRISTINE
PAUL, HEATHER LOWREY, JOLINA
MANLEY, JEAN LEFFINGWELL,
JESSICA DAVID, SOMMER MCGURL,
HAYLEY PFIEFER and CASSANDRA
MARTELL individually, and on behalf of all
others similarly situated,

Plaintiffs,

v.

GERBER PRODUCTS COMPANY; and
DOES 1 through 10, inclusive,

Defendants.

Case No.: 1:21-cv-00372-LO-TCB

ALEXIS BRYAN, MILISSA
DUCASSE, and TALLY ROKOCZ, on
behalf of themselves and all others
similarly situated,

Plaintiffs,

v.

GERBER PRODUCTS COMPANY,

Defendant.

Case No.: 1:21-cv-00478

JEREMY CANTOR; ASHLEY ALLEN;
EMILY BACCARI; KAITLYNN CARSON;
AMBER CAUDILL; NEISHA DANIELS;
FELICIA DYKES; JILLIAN GEFFKEN;
JESSICA GOODPASTURE; HANNAH
GRANDT; DOMINICK GROSSI;
GALENA GUTIERREZ; ANTHONY
HARRISON; CHRISTINA HOLLAND;
HEATHER HYDEN; MERCEDES JONES,
LISA LOSIEWICZ; HEATHER
MCCORMICK; TERRIE MCDONALD;
HALEY SAMS; VITO SCAROLA;
BAYLEE SCHAEFER; NATALIA
STOROSHKO; and ARIANE THOMAS, on
behalf of themselves and all others similarly
situated,

Plaintiffs,

v.

GERBER PRODUCTS COMPANY,

Defendant.

Case No.: 1:21-cv-00489

AILEEN GARCES, EDELIN ALTUVE,
JENNY ANDERSON, CARRIE
ASHBOURNE, ASHLEE CAMPION,
JESSICA CONNER, BRANDY DANIELS,
APRIL GILLENS, JANDREA GLENN,
ELIZABETH HALL, AMBER HOGAN,
LASZLO KOVACS, CORI LAU,
MICHELLE LYLES, SHALAYA MARTIN,
CHRISTINA MARTINSON, MELISSA
MEJIA, CHEY'NA MICCICHE, JULIA
MILTON, ASHLEY MORGAN, MICHAEL
MORROW, STACY MUSTO, CHRIS
NALLEY, GLADYS OKOLO, QUEEN
POUGH, CORTNEY POWELL, AMY
PRONDZINSKI, JESSICA REED,
SORAYA SANTOS, KIRA SPURGEON,
LINDSEY TARLTON, LIDIA TILAHUN,
JULIA VICE, DAMEN WALTON,
JENNIFER WEISS, and JANICE WILSON,
individually, and on behalf of all others
similarly situated,

Plaintiffs,

v.

GERBER PRODUCTS COMPANY,

Defendant.

SUSAN LAWSON, individually and on
behalf of all others similarly situated,

Plaintiffs,

v.

GERBER PRODUCTS COMPANY,

Defendant.

Case No. 1:21-cv-00902-LO-TCB

Case No. 1:21-cv-00770

REBECCA ABBOTT, ERIN ABDOO,
SOPHIA ALFARO, KRYSTAL LEIGH
ANDERSON, ANGELA ARROWSMITH,
MEGAN ASHLEY, ELIZABETH AUSTIN,
JENNIFER BAINBRIDGE, ALYSSA
MEGAN BARB, MIRIAH BARBERO,
LINDSAY BARR, GRISEL BARRETO,
COURTNEY BARRON, ASHLEY
BAXTER, BRITTANY BENNETT,
CRISTAL MARIE BETTIS, JULIE
BLAKELEY, KELSEY BLANKENSHIP,
MELISSA BLOOMQUIST-SMITH,
AMANDA BOOTS, OLIVIA BOYER,
AMANDA BRATTON, AUGUSTINA
BRIONES, NICOLE BRISKY,
CHEYENNE BROWNING, CELIA
BRUNO, ANA BUTKUS, MARIA
CALDERON, SERENITEY CARLIN,
MAYELIN CARRANZA, ANNA CHASE,
SHERAL SHAH CHHEDA, VICTORIA
COKER, MELANIE COLE, JEN
COMEAU, KIMBERLY CONWAY,
ADRIANNE COOPER, MICHELLE
CORBETT, ANGELA COX, ELAINE
CRYER, BRANDY DAVIS, KALEY
DEFORD, CHELZY DESVIGNE,
BRITTANY DISTASO, ALYCIA
DONOVAN, ALANA DOYETO, JESSICA
DURRETT, SUDIPTA DUTTA,
NATALYA DZYUBA, SAMANTHA
EDWARDS, AMANDA FINCANNON,
THERESA MARIE FINTONIS, AYAME
TATIANA GALASSINI, MARCELA
GARCÍA, ANGELA GARDNER,
CARISSA GELOSO, SHELBY GERACI,
KELSEY GLENNON, AUSTIN
GUNDERSEN, ARUNDEEP KANWAR
GURAYA, CHARITA HARRELL,
GABRIELLE HARRISON, ROBERT
HART, DEBBIE HAWKINS, SHANNON
HERRINGTON, AMANDA HILL,
LILLIAN HINKLE, AMANDA HOBBS-
ROGERS, SAMMI HOBDY, NICHOLE
HOLLING, SHAYLAN ISAACS,
JASMINE JACKSON, YUHWANG JANG,
OLIVIA JOHNSON, REBECCA N
KEETON, SARA KILBURN, SARAH

Case No. 1:21-cv-00789-TSE-IDD

KNAAPEN, RACHEL KNUDSON,
KARLEEN KOZACZKA, RACHAEL
KRUUP, DEANA LINEGAR, APRIL
LOCKHART, ANDREW LOHSE, LORI
ANN LOUIS, SAMANTHA LUI, TRACI
MARIE LUSSIER, ELINA MAHMENS,
BRITTANY MARTIN, MARQUETTA
MATTHEWS, ELIZABETH A.
MCDOWELL, KALI MCGLINCH,
LATOYA A MCHENRY, LORI-ANN
MCKENZIE-HENRY, JANICE TAINA
MERCADO GUADALUPE, RENEE
MILLINE, CHRISTINA MITCHELL,
LOUKEVIA MOORE, AMANDA
GAMBRELL MORENCY, ANDREA
MOZO, TABITHA MULLINAX,
SANTEQUIA NGWU, STEPHANIE
NORGAARD, LEAH M. OSTAPCHENKO,
ROBERT PARTELLO, MELINDA PASS,
KRISHNA PATEL, MIA PELLETIER,
KARINA PENA, TINA MARIE PEREZ,
MAURICE CARLOS PETETSON,
ASHLEY PIERCE, ALI PLILER-LOPEZ,
HOLLY PLOTTS, JANINNE E PRICE,
DEBBIE REED, SARAH RIDINGS,
KASSANDRA ROMERO, MAGGIE
ROUSE, TIFFANY SALAZAR,
CHRISTINA SALYERS, SHEENA
SANDERS, LEA SANTOS, KIRTHI
SASIKUMAR, AMANDA SCHRAM,
BRENDA SCHROEDER, JULIE SECRIST,
MICHELLELE SHORTER, CHERYL
ELAINE SMITH, KINDER SMITH,
EMILY SODERBLOOM-CATHEY, ABBY
SONDALL, KIRSTEN SOUTH,
LAKRISHA SPIKES, CHRISTINE
STEELE, PORSCHE S. STOKES, ABBY
STRATTON, RACHEL STRATTON,
ASHLEY SWENNINGSON, KYLA C
TALLEY, MARGO TEZENO, SHILOH
THOMAS, KATRINA THOMAS,
RHIANNA THORNTON, DILLON
TOWNZEN, RACHAEL TREETOP,
EMMA TROLINDER, MEGAN TROYER,
SONJA RENÉE TWIGGS, BRITTANY
(DUTTON) WALLACE, MONIQUE
WARREN, BEVERLY WATKINS,

JENNIFER KAY WATTS, ACACIA
WILSON, AMBER WRIGHT, LAUREN
YESH, RETRENA YOUNGE, AND
CHARISSE ZAPATA,

Plaintiffs,

v.

GERBER PRODUCTS COMPANY,

Defendant.

**NOTICE OF DISTRICT OF NEW JERSEY
ORDER ON MOTION TO TRANSFER AND NOTICE
OF WITHDRAWAL OF GERBER'S MOTION TO TRANSFER**

COMES NOW defendant Gerber Products Company and states as follows:

1. This Court stayed the above-captioned related actions pending a decision by Judge Claire C. Cecchi (D.N.J.) on the motion pending before her to transfer venue of related actions from the District of New Jersey to this District (*Abbott*, 1:21-cv-00789, ECF No. 17; *A. Bryan*, 1:21-cv-00478, ECF No. 32; *Cantor*, 1:21-cv-00489, ECF No. 29; *Garces*, 1:21-cv-00902, ECF No. 9; *In re Gerber Products Co. Heavy Metals Baby Food Litig.*, 1:21-cv-0269 (and related actions), ECF No. 46; *Lawson*, 1:21-cv-00770, ECF No. 8;¹ *Wilson*, 1:21-cv-00372, ECF No. 30).

2. The Court also directed the parties to notify the Court as soon as Judge Cecchi rendered a decision. Accordingly, Gerber hereby provides this Court with notice that on September 13, 2021, Chief Magistrate Judge Falk issued an order in the related District of New Jersey actions transferring venue of those cases to this District (attached to this Notice as Exhibit A).

3. Judge Falk ordered that “no action shall be taken with respect to this Order for 14

¹ On July 28, 2021, the parties in *Lawson* filed a joint motion requesting the case be stayed pending Judge Cecchi's ruling on the D.N.J. motion to transfer. ECF No. 8. The joint motion was substantively identical to other motions granted by this Court in other recently filed cases. The *Lawson* joint motion remains pending.

days,” pursuant to New Jersey Local Civil Rule 72.1(c)(1)(C). Gerber does not intend to object pursuant to Rule 72 of the Federal Rules of Civil Procedure to Magistrate Judge Falk’s order. However, there are other parties that opposed the motion to transfer that may object.

4. Gerber also hereby withdraws its Motions to Transfer related cases pending in this District to the District of New Jersey (*In re Gerber Products Co. Heavy Metals Baby Food Litig.*, 1:21-cv-0269-LO, ECF No. 29; *A. Bryan*, 1:21-cv-00478, ECF No. 19; *Cantor*, 1:21-cv-00489, ECF No. 12; *Wilson*, 1:21-cv-00372, ECF No. 12).

Dated: September 14, 2021

Respectfully submitted,

By: /s/ Kathryn J. Mims
WHITE & CASE LLP
Va. Bar 81486
701 Thirteenth Street, NW
Washington, DC 20005
T: (202) 626-3704
F: (202) 639-9355
kmims@whitecase.com

*Attorney for Defendant
Gerber Products Company*

CERTIFICATE OF SERVICE

I hereby certify that on September 14, 2021, I caused the foregoing Notice to be served on all counsel of record via the Court’s CM/ECF system.

By: /s/ Kathryn J. Mims
Kathryn J. Mims